Home and Community Based Services Final Rule

The Centers for Medicare and Medicaid Services (CMS) recently released new rules related to home-and community-based services (HCBS). These rules became effective January 16, 2014. Idaho Medicaid is currently completing an analysis of these rules to determine the impact to participants and providers. Information related to that analysis will be posted on the Medicaid page of the Department of Health and Welfare's website (under the "What's New" tab on the right side of the screen).

The CMS has developed a website with information about the rule. When you <u>access the CMS website</u>, you will find:

- a copy of the final regulation.
- an overview of the regulation.
- a summary of the key provisions of the HCBS settings questions and answers related to the final rule.
- A Home and Community-Based Settings Toolkit. This toolkit is designed to help states develop Home and Community-Based 1915(c) Waiver and 1915(i) State Plan amendment or renewal application(s) so they can comply with new requirements in the recently published HCBS regulations. The toolkit includes:
 - a summary of the regulatory requirements of fully compliant HCBS settings and those settings that are excluded.
 - schematic drawings of the heightened scrutiny process as a part of the regular waiver life cycle and the HCBS 1915(c) compliance flowchart.
 - additional technical guidance on regulatory language regarding settings that isolate.
 - exploratory questions that may help states in the assessment of residential settings.